

**STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION**

**APPLICATION OF MARATHON
OIL PERMIAN LLC FOR COMPULSORY
POOLING, EDDY COUNTY, NEW MEXICO.**

CASE NO. 23755

MARATHON OIL PERMIAN LLC'S AMENDED¹ PRE-HEARING STATEMENT

Marathon Oil Permian LLC ("Marathon") submits this Amended Pre-Hearing Statement for the above-referenced case pursuant to the rules of the Oil Conservation Division.

APPEARANCES

APPLICANT

Marathon Oil Permian LLC

ATTORNEY

Deana M. Bennett
Earl E. DeBrine
Yarithza Peña
MODRALL, SPERLING, ROEHL,
HARRIS & SISK, P.A.
P. O. Box 2168
Albuquerque, New Mexico 87103-2168
(505) 848-1800

OTHER PARTIES

Fasken Oil & Ranch LTD.

ATTORNEY

Michael H. Feldewert
Adam G. Rankin
Julia Broggi
Paula M. Vance
P.O. Box 2208
Santa Fe, NM 87504
(505)988-4421

¹ Amended to reflect that Fasken Oil & Ranch LTD. no longer objects to this case proceeding by affidavit.

STATEMENT OF CASE

APPLICANT:

In Case No. 23755, Marathon seeks an order from the Division pooling all uncommitted mineral interests within a standard 1280-acre, more or less, Wolfcamp horizontal spacing unit underlying the S/2 of Sections 5 and 6 and the N/2 of Sections 7 and 8, Township 23 South, Range 28 East, NMPM, Eddy County, New Mexico. This spacing unit will be dedicated to the Decimus Fed Com 801H, Decimus Fed Com 701H, Decimus Fed Com 802H, Decimus Fed Com 702H, Decimus Fed Com 803H, Decimus Fed Com 703H, Decimus Fed Com 804H and Decimus Fed Com 704H wells, to be horizontally drilled. The wells will be drilled at orthodox locations. The completed intervals for the Decimus Fed Com 702H and Decimus Fed Com 803H wells are expected to be less than 330' from the adjoining tracts thereby allowing for the inclusion of the proximity tracts within the proposed spacing unit. Also to be considered will be the cost of drilling and completing said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Marathon as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 3.5 miles northwest of Loving, NM.

PROPOSED EVIDENCE

APPLICANT:

WITNESS	ESTIMATED TIME	EXHIBITS
Landman: Ryan Gyllenband	Approx. 15 minutes	Approx. 8
Geologist: Greg Buratowski	Approx. 15 minutes	Approx. 6

PROCEDURAL ISSUES

On October 24, 2023, Fasken Oil & Ranch Ltd. filed a Notice of Withdrawal of Objection, confirming that it no longer objects to this matter proceeding by affidavit. As such, Marathon intends to proceed by affidavit at the November 2, 2023 hearing.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: 

Deana M. Bennett

Earl E. DeBrine
Yarithza Peña
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
Deana.Bennett@modrall.com
edebrine@modrall.com
Yarithza.pena@modrall.com

CERTIFICATE OF SERVICE

I hereby certify that on October 26, 2023, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

Michael H. Feldewert
Adam G. Rankin
Julia Broggi
Paula M. Vance
Post Office Box 2208
Santa Fe, New Mexico 87504
(505) 988-4421
mfeldewert@hollandhart.com
agrarkin@hollandhart.com
jbroggi@hollandhart.com
pmvance@hollandhart.com

Attorneys for Fasken Oil & Ranch LTD.

By: Deana M. Bennett

District I
 1625 N. French Dr., Hobbs, NM 88240
 Phone:(575) 393-6161 Fax:(575) 393-0720

District II
 811 S. First St., Artesia, NM 88210
 Phone:(575) 748-1283 Fax:(575) 748-9720

District III
 1000 Rio Brazos Rd., Aztec, NM 87410
 Phone:(505) 334-6178 Fax:(505) 334-6170

District IV
 1220 S. St Francis Dr., Santa Fe, NM 87505
 Phone:(505) 476-3470 Fax:(505) 476-3462

State of New Mexico
Energy, Minerals and Natural Resources
Oil Conservation Division
1220 S. St Francis Dr.
Santa Fe, NM 87505

QUESTIONS

Action 279635

QUESTIONS

Operator: MARATHON OIL PERMIAN LLC 990 Town & Country Blvd. Houston, TX 77024	OGRID: 372098
	Action Number: 279635
	Action Type: [HEAR] Prehearing Statement (PREHEARING)

QUESTIONS

Testimony	
<i>Please assist us by provide the following information about your testimony.</i>	
Number of witnesses	Not answered.
Testimony time (in minutes)	Not answered.